

M/027/0032  
TASK 3222  
cc: Tom  
1006

DEXTER L ANDERSON  
ATTORNEY AT LAW  
730 N. 3900 W.  
FILLMORE, UTAH 84631  
Telephone 435 743-6378  
October 22, 2009

Paul B. Baker  
State of Utah  
Department of Natural Resources  
Division of Oil, Gas and Mining  
1594 West North Temple Suite 1210  
Box 145801  
Salt Lake City, Utah 84114-5801

United States Department of the Interior  
Bureau of Land Management  
Fillmore Field Office  
35 East 500 North  
Fillmore, Utah 84631

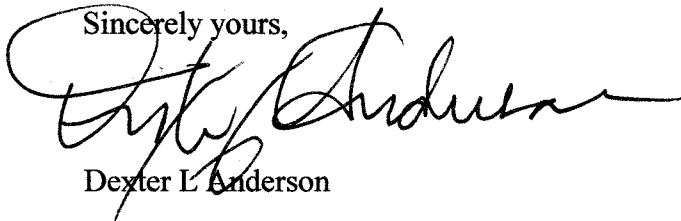
Re: Red Dome Mine, M/027/032, Millard County, Utah.

Gentlemen;

In response to Mr. Baker's letter dated October 19, 2009, please be advised that I do not have a letter dated January 31, 2007 by the Division. The statement in your October 19 letter to the effect it allowed operation without an approved plan is at odds with my file. Enclosed is a copy of Mary Ann Wright's "Notice of Tentative Decision to Approve" dated November 9, 2006. Red Dome was never advised that any person or agency filed an objection to the decision or Red Dome's Plan or that the Division took any further action other than issue the tentative approval. If there was one resulting in the alleged January 31, 2007 letter, Red Dome objects to the decision of the Division and requests that Red Dome be advised with an opportunity to be heard.

Will you please send me a copy of the alleged January 31, 2007 letter you refer to in your October 19 letter.

Sincerely yours,



Dexter L. Anderson

RECEIVED

OCT 26 2009 1006

DIV. OF OIL, GAS & MINING

BEFORE THE DIVISION OF OIL, GAS AND MINING  
DEPARTMENT OF NATURAL RESOURCES  
STATE OF UTAH

---ooOoo---

IN THE MATTER OF TENTATIVE  
DECISION TO APPROVE A LARGE  
MINING AND RECLAMATION PLAN  
FOR RED DOME, INC.,  
RED DOME MINE,  
MILLARD COUNTY, UTAH

:

NOTICE OF TENTATIVE  
DECISION TO APPROVE

:

:

NO. M0270032

---ooOoo---

Notice is hereby given by the Division of Oil, Gas and Mining of its tentative decision to approve a Large Mining Permit for the Red Dome Mine. Mining activities will affect the following area: Portions of the Section 23 and 26, Township 21 South, Range 6 West, SLBM, Millard County, Utah

Red Dome, Inc. has posted reclamation surety to assure reclamation of the 53 acres of disturbance. The mine will extract lava rock products using an open pit extraction. Signs will be placed around the site to prevent public access. After mining, benches and floor will be regraded and seeded. The mine will be required to reclaim to the standards of Utah Administrative Code R647-4.-Large Mining Operations. The complete Notice may be viewed at the Division's Public Information Center.

Any person or agency aggrieved by this tentative decision may file a written protest within thirty (30) days of the date of publication to Mary Ann Wright, Associate Director of Mining, Division of Oil, Gas and Mining, 1594 West North Temple, Suite 1210, Box 145801, Salt Lake City, Utah 84114-5801, setting forth factual reasons for the complaint.

DATED THIS 9<sup>th</sup> day of Nov., 2006

STATE OF UTAH  
DIVISION OF OIL, GAS AND MINING

  
\_\_\_\_\_  
Mary Ann Wright  
Associate Director, Mining

CERTIFICATE OF MAILING

I hereby certify that I caused a true and correct copy of the foregoing Notice of Tentative Decision to Approve the Large Mining Notice of Intention for Red Dome Inc., Red Dome Mine, M0270032 to be sent via facsimile, electronic mail, or mailed by first class mail, postage prepaid, the 9<sup>th</sup> day of November, 2006.

FACSIMILE: 237-2776

E-MAIL: [naclegal@nacorp.com](mailto:naclegal@nacorp.com)

Salt Lake Tribune  
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FACSIMILE: 435-864-4050

E-MAIL: [gazette@xmission.com](mailto:gazette@xmission.com)

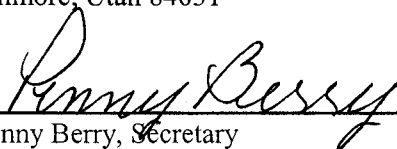
Millard County Gazette  
347 West Main  
Delta, Utah 84624

CERTIFIED RETURN RECEIPT  
7002 0510 0003 8603 3783

Jerry Mansfield  
BLM – Fillmore Office  
35 East 500 North  
Fillmore, Utah 84631

CERTIFIED RETURN RECEIPT  
7002 0510 0003 8603 3776

Red Dome Inc.  
c/o Dexter Anderson, Attorney  
730 N 3900 W  
Fillmore, Utah 84631

  
\_\_\_\_\_  
Penny Berry, Secretary

M027/032